



Austin City Council MINUTES

For APRIL 21, 1988 - 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

Memorandum To:

Mayor Cooksey called to order the meeting of the Council, noting the presence of all Councilmembers.

MINUTES APPROVED

The Council, on Councilmember Shipman's motion, Councilmember Humphrey's second, approved minutes for regular meeting of April 14, 1988 and special meeting of April 12, 1988. (4-0 Vote, Mayor Pro Tem Trevino, Councilmembers Urdy and Carl-Mitchell not yet in the Chamber)

CITIZEN COMMUNICATIONS

Mr. Paul M. Norris discussed the possibility of the City levying an income tax.

Mr. Rick Redmond, who had signed to speak, was not present.

ZONING ORDINANCE

The Council, on Councilmember Humphrey's motion, Mayor Cooksey's second, passed through second/third readings of an ordinance amending Chapter 13-2A of the Austin City Code (Zoning Ordinance) to cover the following change: (6-0 Vote, Mayor Pro Tem Trevino not yet in the Council Chamber.)

FIRST NATIONAL BANK
OF SAN MARCOS
By Howard Kells
C14-85-288.38

NW Corner of Old
Bee Caves Road &
the Travis Cooke
Road Intersection

From "I-RR"
to "CS"

ORDINANCE

First reading on April 16, 1986, (5-0). Mayor Pro Tem Trevino and Councilmember Humphrey out of the room at roll call. Conditions have been met as follows: Restrictive Covenant incorporating conditions imposed by Council has been executed.

CONTRACT APPROVED

The Council, on Councilmember Humphrey's motion, Councilmember Urdy's second, adopted a resolution approving the following contract: (6-0 Vote, Mayor Pro Tem Trevino not yet in the Chamber)

CASE POWER & EQUIPMENT
12949 Research Boulevard
Austin, Texas

- Semi-trailer for the transport
of Heavy Equipment, General
Services Department
Total \$29,069.00 88-0136-OM

ABANDONED SUBDIVISION CONSTRUCTION

The Council, on Councilmember Humphrey's motion, Councilmember Urdy's second, adopted a resolution approving a City policy regarding abandoned subdivision construction. (6-0 Vote, Mayor Pro Tem Trevino not yet in the Chamber)

**CITY OF AUSTIN MUNICIPAL AIRPORT -ENGINEERING/ARCHITECTURAL PROGRAM
MANAGEMENT SERVICES**

Council had before them a resolution to consider approval of the selection of the Professional Engineering/Architectural Program Management Services (RFP) for the new City of Austin Municipal Airport planning, design and construction program. C.I.P. No. 88/81-05

Council heard presentations from Fluor Daniel, McKee, Sverdrup Gilbane, and Turner, Collie & Braden.

Motion

The Council, on Councilmember Urdy's motion, Councilmember Humphrey's second, voted to bring this back for action on May 5, 1988 at 2:00 P.M. (7-0 Vote)

OPERATING BUDGET AMENDMENT

The Council, on Councilmember Urdy's motion, Councilmember Humphrey's second, waived the requirement for three readings and finally passed an ordinance amending the 1987-88 Annual Operating Budget and the 1987-88 Capital Budget by transferring \$4,400,000.00 from the Aviation Operating Fund Ending Balance and appropriating it to the Aviation Department CIP fund for development of the new Austin Airport. (7-0 Vote)

MUSIC DISTRICT COMMITTEE

Report was given with recommendations concerning the Austin Music Industry and a Music Industry District.

RESOLUTION CONCERNING WASTE-TO-ENERGY PLANT TABLED

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Shipman's second, tabled consideration of a resolution suspending further spending on the waste-to-energy plant for a period of one and one half years, additionally that an RFP be issued to evaluate a 200 ton-a-day recycling/separation and/or composting facility based on the following criteria; capital costs, operational costs, environmental impact, and the number of jobs created. (Resolution was introduced as an item to Council by Councilmember Nofziger) Motion to table passed by a vote of 5-2 with Councilmembers Humphrey and Nofziger voting No.)

ITEM POSTPONED

Postponed indefinitely is consideration of approval of issuance of \$5.352 million of North Austin Growth Corridor Municipal Utility District No. 1 Contract Refunding Bonds.

CONSENT RESOLUTIONS

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, adopted the following resolutions all in one consent motion: (5-0 Vote, Councilmembers Humphrey and Shipman out of the room)

Drainage Improvements on Montopolis Drive

Approved dedication of right-of-way out of the Bergstrom Railroad Spur for construction of a new railroad grade crossing and signalization and for widening and installing drainage improvements on Montopolis Drive.

Release of Easements

Authorized release of the following easements:

- a. A 6.5' Sidewalk Easement of record in Volume 912, Page 283, Travis County Records, located on Lots 11 through 15, and part of Lot 20, Tarrytown No. 1, 2415 Exposition Boulevard. (Request submitted by McGray & McGray Land Surveyors, Inc. on behalf of Westenfield Development Company)
- b. A 7.5' Public Utility Easement of record in Book 75, Page 89, Travis County Plat Records, located on Lot 6, Block "F", Onion Creek, Section 2-A, 11102 Champions Lane. (Request submitted by Mr. and Mrs. John Wayne Basden)
- c. A portion of a 50' Public Utility Easement retained at the vacation of Mueller Drive, Ordinance No. 740124-A, of record in Volume 4833, Page 1141, Travis County Deed Records, located on the Daniel J. Gilbert Survey and Lot 2, Presbyterian Addition 2, 4300 Bull Creek Road. (Request submitted by McGray and McGray Land Surveyors, Inc. on behalf of the Congregation Agudas Achin)

- d. A 5' Public Utility Easement of record in Volume 529, Pages 4-6, Travis County Deed Records, located on Lots 16 through 33, Tarrytown No. 1, 2415 Exposition Boulevard. (Request submitted by McGray & McGray Land Surveyors, Inc. on behalf of Westenfield Development Company)
- e. A portion of a 60' Public Utility Easement retained at the vacation of a portion of Indian Trail, by Ordinance dated January 19, 1950, of record in Volume 1096, Page 490, Travis County Deed Records, located in Tarrytown No. 1. (Request submitted by McGray & McGray Land Surveyors, Inc. on behalf of Westenfield Development Company)
- f. A portion of a 7.5' Public Utility Easement of record in Book 74, Page 32, Travis County Plat Records, located on Lot 10, Block L, Barrington Oaks, Section Four, 11505 Sherwood Forest. (Request submitted by Laqueta Domain on behalf of General Motors Corporation)
- g. A 5' Public Utility Easement, located on the eastern boundary of Lot 5 and a 5' Public Utility Easement along the western boundaries of Lots 1 and 2, Connie Lynn Addition, of record in Book 4, Page 272, Travis County Plat Records, 111-113 Sandra Street. (Request submitted by Terrence Lang Irion; Clark, Thomas, Winters & Newton, on behalf of Briercroft Savings Association)
- h. A 20' Public Utility Easement retained at the vacation of the alley between Spring Lane and Exposition Boulevard, by Resolution dated October 24, 1940, of record in Volume 659, Page 597, Travis County Deed Records, Tarrytown No. 1. (Request submitted by McGray & McGray Land Surveyors, Inc. on behalf of Westenfield Development Company)

Eminent Domain Proceedings

Authorized the filing of eminent domain proceedings to acquire:

- a. 0.490 acre (21,334 square feet) of land in fee simple out of the George W. Davis Survey No. 15 in Travis County, Texas owned by Texaco Refining and Marketing, Inc. for the U.S. Highway 183 Expansion Project. C.I.P. No. 85/62-01.
- b. 0.892 acre of land in fee simple out of Tract III of the Third Resubdivision of Block A-1, West Gate Square Commercial, a subdivision in Travis County, Texas, owned by Westgate, Ltd. for the U.S. Highway 290/SH 71 Expansion Project. C.I.P. No. 85/62-02

Contracts Approved

Approved the following contracts:

CAPITAL CITY UTILITIES, INC.
(WBE)
P.O. BOX 670
Buda, Texas

- CAPITAL IMPROVEMENTS PROGRAM
Construction of Toney Burger Road
Phase I Street and Drainage
Improvements, Transportation and
Public Services Department
Total \$160,263.00 C.I.P. Nos.
85/62-30, 83/22-04 & 83/23-04

CASE POWER AND EQUIPMENT
12949 Research Boulevard
Austin, Texas

- Recycling Trailers, General
Services Department
Total \$58,504.00 88-0115-RD

LONGHORN INTERNATIONAL EQUIPMENT
INC.
4711 East 7th Street
Austin, Texas

- Two (2) General Purpose Tractors,
General Services Department
Total \$39,444.00 88-0153-OM

U.S. PIPE & FOUNDRY
12970 Pandora Drive
Dallas, Texas

- Cast Iron Pipe and Fittings,
General Services Department
Six (6) Month Supply Agreement
Items 1-7 - \$87,764.00 88-0142-DC

BILL'S TRANSMISSION SERVICE
2615 Winnequah
Irving, Texas

- Rebuilt Automatic Transmissions,
General Services Department
Twelve (12) Month Supply Agreement
Total \$59,275.00 88-0144-OM

INDUSTRIAL DISPOSAL SUPPLY COMPANY
1106 Paulsun
San Antonio, Texas

- Two (2) Catch Basin Cleaners
General Services Department
Total \$233,078.00 88-0125-OM

HOUSTON WIPER & MILL
9800 Market Street
Houston, Texas

- Disposable Wiping Rags, General
Services Department
Twelve (12) Month Supply Agreement
Item 1 - \$72,437.00 88-0108-DC

Item Postponed

Postponed indefinitely is consideration of approval of two twelve month contracts to Regional Adjustment Bureau, Inc., & Accounts Receivable Management, Inc., for the collection of Brackenridge Hospital delinquent accounts receivable.

Solar Photovoltaic Generating Facility

Approved entering into a contract with the 3M Company for participation in a solar photovoltaic generating facility at the 3M Austin location in the amount of \$600,000.00.

Annual Board and Commission Work Plans

Approved Annual Board and Commission Work Plans for Fiscal Year 1987/1988.

American Youth Hostel

Authorized the City Manager or his designee to enter into a Management agreement with the Southwest Texas Council of American Youth Hostels for the purpose of establishing an American Youth Hostel chartered hostel.

Ambulances Ordered

Authorized the order of seven ambulances from Collins Ambulance Sales and Service; and authorized the City Manager to include in the Manager's budget for FY 1988-89, \$423,405.00 in the EMS and General Services Department Budgets to pay for same.

PUBLIC HEARING - PAVING ASSESSMENT

Mayor Cooksey opened the public hearing set for 4:00 p.m. on paving assessment to be levied on the following:

RIVERSIDE DRIVE, consisting of one unit covering approximately 30 blocks. C.I.P. No. 73/62-03

Jonathan Davis, Acting City Attorney, questioned David W. Moss, American Realty Analysts, concerning his qualifications as an appraiser.

People who spoke have registration cards on file in the City Clerk's office.

Council unanimously agreed to continue the public hearing to May 12, 1988 at 6:00 p.m. because of questions involved.

PUBLIC HEARING - PAVING ASSESSMENT

Mayor Cooksey opened the public hearing set for 4:00 p.m. on paving assessment to be levied on the following:

CAMERON ROAD AND RUTHERFORD LANE, consisting of an intersection. C.I.P. No. 73/62-44.

Jonathan Davis, Acting City Attorney, questioned Herbert H. Sladek Jr., Harrison-Pearson, concerning his qualifications as an appraiser.

No one appeared to speak.

Motion

The Council, on Councilmember Urdy's motion, Councilmember Carl-Mitchell's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance approving paving assessment to be levied on Cameron Road and Rutherford Lane, consisting of an intersection. C.I.P. No. 73/62-44. (6-0 Vote, Mayor Pro Tem Trevino absent; he left the Council Chamber at 5:00 P.M.)

PUBLIC HEARING POSTPONED

Mayor Cooksey announced the public hearing set for 5:00 p.m. on amendments to the Sign Ordinance and adoption of amendments. He said due to a posting error, the hearing would be continued to April 28, 1988 at 5:00 P.M. but that anyone present who wished to speak could do so. People who did speak have registration cards on file in the City Clerk's office.

RECESS

Council recessed its meeting from 7:22 to 8:00 P.M. During that time, Councilmember Humphrey left the Council Chamber. Council did not hold an executive session during its recess.

ACCESS TO BARTON GREENBELT

John Ware, Acting City Manager, presented a report on Access to Barton Creek Greenbelt. He said the most public access is through Westlake Hills and asked for Council approval to open the road.

Several people spoke. Their registration cards are on file in the City Clerk's office.

Council determined they wanted to study the report before making a decision.

COST CONTAINMENT PLAN

John Ware, Acting City Manager, presented the Cost Containment Plan report to Council. He said a \$4.9 million dollar shortfall had been announced in February for FY 1987-88. He said that figure is now at \$7.6-million and he has asked for a 5.5% adjustment in all departments.

Sarah Farley, Budget Director, reviewed the changes they would like to make as suggested by the departments. She also reviewed other means of reduction.

Council directed an ordinance be brought to them at the April 26 and April 28, 1988 Council meetings.

CDBG ALREADY APPROVED

The Council, on April 19, 1988, adopted the General Topic Areas and funding allocations for the 14th Year Community Development Block Grant Program.

CHANGE ORDER

The Council, on Councilmember Nofziger's motion, Councilmember Urdy's second, adopted a resolution approving the following Change Order: (4-0 Vote, Mayor Pro Tem Trevino and Councilmember Humphrey absent, Councilmember Carl-Mitchell out of the room)

- a. In the amount of \$543,704.00 to BIO GRO SYSTEMS, for the Hornsby Bend Lagoon II Sludge Removal and Lagoon I Improvements. (10% increase of the Original amount of \$5,431,304.00) C.I.P. No. 85/23-15

CONTRACT APPROVED

The Council, on Councilmember Nofziger's motion, Councilmember Shipman's second, adopted a resolution approving the following contract: (4-0 Vote, Mayor Pro Tem Trevino, Councilmember Humphrey absent, Councilmember Carl-Mitchell out of the room)

TENNGASCO MARKETING CORPORATION	- Natural Gas Boiler Fuel, Electric
1010 Milam	Utility Department
Houston, Texas	Twelve Month Supply Agreement
(Councilmember Nofziger requested quarterly	Total \$15,571,000.00 88-0192-OM
reports showing dollar amounts of contracts out of city and out of state)	
WATER SUPPLY AGREEMENT	

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, adopted a resolution approving the proposed Hill Country Water Supply Corporation water supply agreement. (5-0 Vote, Mayor Pro Tem Trevino and Councilmember Humphrey absent)

COUNCIL MEETING ADDED

The Council, on Councilmember Shipman's motion, Councilmember Nofziger's second, waived the requirement for three readings and finally passed an ordinance prescribing a regular meeting of the City Council for the second Tuesday of each month for the purpose of considering matters relative to the City of Austin Electric Utility. (5-0 Vote, Mayor Pro Tem Trevino and Councilmember Humphrey absent)

STREET VACATION

Mayor Cooksey opened the public hearing scheduled for 6:00 P.M. on vacation of Nuckols Crossing Road. Request was submitted by Springfield Joint Venture on behalf of the abutting property owners. C10V-87-013.

Motion

The Council, on Councilmember Urdy's motion, Councilmember Carl-Mitchell's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance vacating Nuckols Crossing Road. C10V-87-013. (5-0 Vote, Mayor Pro Tem Trevino and Councilmember Humphrey absent)

ACTION ITEMS

Gilbane Update of Civic Center Project was given on April 19, 1988. No action was taken on City Manager Search. Affordable Housing Policy was acted upon April 19, 1988. No action was taken on Office Leasing Proposals.

MANOR AIRPORT SITE

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Shipman's second, approved staff recommendation to proceed with action to ensure compatible land use controls in the vicinity of the Manor airport site. (5-0 Vote, Mayor Pro Tem Trevino and Councilmember Humphrey absent)

ADJOURNMENT

Council adjourned its meeting at 9:58 p.m.